

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9007 of 2018

Arising Out of PS. Case No.-72 Year-2017 Thana- MAHILA P.S. District- Bhagalpur

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Pritam Jha @ Pritam Kumar Jha @ Pritam Jha (kanhaiya) S/o Achuta Nand
Jha, R/o Village- Budhuchak, P.S.- Budhuchak, District- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Saloni Jha (Rachana), W/o Pritam Jha @ Pritam Kumar Jha @ Pritam Jha
(Kanhaiya), R/o Village- Budhuchak, P.S.- Budhuchak, District- Bhagalpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashutosh Kumar
For the Opposite Party/s : Mr. NAGENDRA PRASAD

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 498A, 341, 323, 313, 504 and 506/34 of the Indian Penal Code.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfilment of demand of dowry. There is also allegation against the petitioner of having illicit relation with one another lady.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the



present case due to petty family dispute. There is no medical report to support the allegations for constituting offence under Section 313 of the Indian Penal Code. The petitioner has relied upon the judgment of this Court in the case of ***Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur in connection with Bhagalpur (mahila) P.S. Case No. 72 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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